

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

IN RE: FACEBOOK, INC. CONSUMER
PRIVACY USER PROFILE LITIGATION.

This document relates to:

ALL ACTIONS

CASE NO. 3:18-MD-02843-VC

**DECLARATION OF ALEXANDER
SWANSON IN SUPPORT OF FACEBOOK,
INC.'S UNOPPOSED MOTION FOR
ENLARGEMENT OF TIME TO FILE
STATEMENT IN SUPPORT OF SEALING**

1 I, Alexander P. Swanson, hereby declare as follows:

2 1. I am an associate at the law firm of Gibson, Dunn & Crutcher LLP, counsel of record
3 for Facebook, Inc. (“Facebook”) in the above-captioned matter. I am a member in good standing of
4 the State Bar of California. I submit this declaration in support of Facebook’s Unopposed Motion For
5 An Enlargement Of Time To File Statement In Support Of Sealing. I make this declaration on my own
6 knowledge, and I would testify to the matters stated herein under oath if called upon to do so.

7 2. On December 4, 2021, Special Master Daniel Garrie conducted a hearing regarding the
8 parties’ dispute over production of materials from Facebook’s App Developer Investigation (“ADI”).
9 The parties made presentations and engaged in discussion with the Special Master for over three hours.
10 The parties’ presentations and transcript of the hearing—which are hundreds of pages—frequently
11 reference information Facebook has designated Confidential or Highly Confidential – Attorneys’ Eyes
12 Only under the Protective Order, Dkt. 122, including information the Court has found good cause to
13 seal in this action.

14 3. Because of the large volume and sensitivity of these materials, Facebook requires more
15 than the seven days provided by the local rules to conduct a thorough review of these materials and
16 prepare a statement and declaration in support of sealing.

17 4. On January 12, 2022, I contacted Plaintiffs’ Counsel to inquire whether they would
18 oppose Facebook’s request for an enlargement of time by one week to respond to Plaintiffs’
19 Administrative Motion To Consider Whether Another Party’s Material Should Be Sealed (Dkt. 794),
20 and whether they would agree to a stipulation granting the enlargement of time. I also requested
21 courtesy copies of the materials that Plaintiffs filed under seal, which Plaintiffs had not previously
22 provided. The same day, Plaintiffs’ Counsel informed me that they do not oppose Facebook’s
23 request for an enlargement of time by one week and provided copies of the materials filed under seal.

24 5. Attached as Exhibit A is a true and correct copy of my correspondence with
25 Plaintiffs’ Counsel concerning Facebook’s request for an enlargement of time.

26 6. The parties have not previously sought to enlarge the time for Facebook to submit
27 materials in support of sealing in regard to Plaintiffs’ Administrative Motion To Consider Whether
28 Another Party’s Material Should Be Sealed (Dkt. 794).

7. Granting an enlargement of time by one week will not affect the schedule of the action.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on January 12, 2022 in Los Angeles, California.

Mr. Don

Alexander P. Swanson